

# **EXHIBIT B**

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA  
CHARLESTON DIVISION**

<b>IN RE: ETHICON, INC. PELVIC REPAIR SYSTEM PRODUCTS LIABILITY LITIGATION</b>  <hr/> <b>THIS DOCUMENT RELATES TO:</b>  <i>Shirley Freeman and William Freeman</i>  <i>v.</i>  <i>Ethicon, Inc., et al.</i>  <i>Case No. 2:12-cv-00490</i>	<b>Master File No. 2:12-MD-02327 MDL No. 2327</b>  <b>JOSEPH R. GOODWIN U.S. DISTRICT JUDGE</b>
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**STIPULATION AND AGREEMENT OF THE PARTIES REGARDING DEPOSITION  
OF BRIAN RAYBON, M.D.**

Ethicon, Inc. and Johnson & Johnson (collectively, “Ethicon”) and Plaintiffs Shirley and William Freeman (“Plaintiffs”), by and through their respective counsel, stipulate and agree as follows:

1. The parties’ current deadline for filing *Daubert* motions in April 21<sup>st</sup>, as set forth in Pretrial Order #205 (ECF No. 1787).
2. Ethicon requested dates for Dr. Raybon’s deposition in advance of the April 21<sup>st</sup> deadline for filing *Daubert* motions, but Dr. Raybon’s only available dates were April 16<sup>th</sup> or 18<sup>th</sup>. The parties have worked together to obtain a mutually agreeable date for the deposition of Plaintiffs’ expert Dr. Brian Raybon, and have agreed upon a date of April 18<sup>th</sup> for the deposition.
3. This matter is not currently set for trial.

4. The parties recognize the timing of Dr. Raybon's deposition and the preparation of the transcript of the deposition will make it exceedingly difficult for Ethicon to file a *Daubert* motion regarding Dr. Raybon's opinions by the current April 21st filing deadline.

ACCORDINGLY, the Parties STIPULATE AND AGREE as follows:

1. Ethicon may file a *Daubert* motion challenging the admissibility of Dr. Raybon's opinions no later than April 29, 2016.

DATED: April 12, 2016

Stipulated and agreed:

/s/ David E. Tuszynski

David E. Tuszynski  
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/s/ Barry J. Koopmann

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Facsimile: (612) 672-3200

*Counsel for Defendants Ethicon, Inc. and Johnson & Johnson*

**ORDER**

IT IS SO ORDERED.

Dated: \_\_\_\_\_, 2016.

BY THE COURT:

\_\_\_\_\_  
Joseph R. Goodwin  
United States District Court Judge

**CERTIFICATE OF SERVICE**

I hereby certify that on April 12, 2016, I electronically filed the foregoing document with the Clerk of the Court using the CM/ECF system which will send notification of such filing to CM/ECF participants registered to receive service in this MDL.

/s/ Barry J. Koopmann

Barry J. Koopmann (MN Bar #0328881)

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA  
CHARLESTON DIVISION**

<b>IN RE: ETHICON, INC. PELVIC REPAIR SYSTEM PRODUCTS LIABILITY LITIGATION</b>  <hr/> <b>THIS DOCUMENT RELATES TO:</b>  <i>Shirley Walker and Roosevelt Walker,</i>  <i>v.</i>  <i>Ethicon, Inc., et al.</i>  <i>Case No. 2:12-cv-00873</i>	<b>Master File No. 2:12-MD-02327 MDL No. 2327</b>  <b>JOSEPH R. GOODWIN U.S. DISTRICT JUDGE</b>
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**STIPULATION AND AGREEMENT OF THE PARTIES REGARDING DEPOSITION  
OF BRIAN RAYBON, M.D.**

Ethicon, Inc. and Johnson & Johnson (collectively, "Ethicon") and Plaintiffs Shirley and Roosevelt Walker ("Plaintiffs"), by and through their respective counsel, stipulate and agree as follows:

1. The parties' current deadline for filing *Daubert* motions in April 21<sup>st</sup>, as set forth in Pretrial Order #205 (ECF No. 1787).
2. Ethicon requested dates for Dr. Raybon's deposition in advance of the April 21st deadline for filing *Daubert* motions, but Dr. Raybon's only available dates were April 16th or 18th. The parties have worked together to obtain a mutually agreeable date for the deposition of Plaintiffs' expert Dr. Brian Raybon, and have agreed upon a date of April 18th for the deposition.
3. This matter is not currently set for trial.

4. The parties recognize the timing of Dr. Raybon's deposition and the preparation of the transcript of the deposition will make it exceedingly difficult for Ethicon to file a *Daubert* motion regarding Dr. Raybon's opinions by the current April 21st filing deadline.

ACCORDINGLY, the Parties STIPULATE AND AGREE as follows:

1. Ethicon may file a *Daubert* motion challenging the admissibility of Dr. Raybon's opinions no later than April 29, 2016.

DATED: April 13, 2016

Stipulated and agreed:

/s/ John J. Foley

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/s/ Barry J. Koopmann

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*Counsel for Defendants Ethicon, Inc. and Johnson & Johnson*

**ORDER**

IT IS SO ORDERED.

Dated: \_\_\_\_\_, 2016.

BY THE COURT:

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Joseph R. Goodwin  
United States District Court Judge



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/s/ Barry J. Koopmann

Barry J. Koopmann (MN Bar #0328881)

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA  
CHARLESTON DIVISION**

<b>IN RE: ETHICON, INC. PELVIC REPAIR SYSTEM PRODUCTS LIABILITY LITIGATION</b>  <hr/> <b>THIS DOCUMENT RELATES TO PLAINTIFFS:</b>  <i>Elizabeth Blynn Wilson Wolfe</i>  <i>v.</i>  <i>Ethicon, Inc., et al.</i>  <i>Case No. 2:12-cv-01286</i>	<b>Master File No. 2:12-MD-02327 MDL No. 2327</b>  <b>JOSEPH R. GOODWIN U.S. DISTRICT JUDGE</b>
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**STIPULATION AND AGREEMENT OF THE PARTIES REGARDING DEPOSITION  
OF BRIAN RAYBON, M.D.**

Ethicon, Inc. and Johnson & Johnson (collectively, “Ethicon”) and Plaintiff Elizabeth Blynn Wilson Wolfe (“Plaintiff”), by and through their respective counsel, stipulate and agree as follows:

1. The parties’ current deadline for filing *Daubert* motions in April 21<sup>st</sup>, as set forth in Pretrial Order #205 (ECF No. 1787).
2. Ethicon requested dates for Dr. Raybon’s deposition in advance of the April 21<sup>st</sup> deadline for filing *Daubert* motions, but Dr. Raybon’s only available dates were April 16<sup>th</sup> or 18<sup>th</sup>. The parties have worked together to obtain a mutually agreeable date for the deposition of Plaintiff’s expert Dr. Brian Raybon, and have agreed upon a date of April 18<sup>th</sup> for the deposition.
3. This matter is not currently set for trial.
4. The parties recognize the timing of Dr. Raybon’s deposition and the preparation

of the transcript of the deposition will make it exceedingly difficult for Ethicon to file a *Daubert* motion regarding Dr. Raybon's opinions by the current April 21<sup>st</sup> filing deadline.

ACCORDINGLY, the Parties STIPULATE AND AGREE as follows:

1. Ethicon may file a *Daubert* motion challenging the admissibility of Dr. Raybon's opinions no later than April 29, 2016.

DATED: April 12, 2016

Stipulated and agreed:

/s/ Douglas C. Monsour

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Facsimile: (612) 672-3200

*Counsel for Defendants Ethicon, Inc. and Johnson  
& Johnson*

**ORDER**

IT IS SO ORDERED.

Dated: \_\_\_\_\_, 2016.

BY THE COURT:

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/s/ Barry J. Koopmann

Barry J. Koopmann (MN Bar #0328881)